

The Lacey Act Business Processes & ACE Integration

**TSN Plenary Session
October 7, 2014**

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APHIS Lacey Act Data Collection

- Brief Overview of the Lacey Act
- Lacey Act Data Collection
- LAWGS
- Lacey Act and ACE

The 2008 Lacey Act Amendments

- Legality Requirement
 - All plants and plant products imported into the United States must be legally harvested, sold, transported, etc.

- Declaration Requirement
 - Plants and plant products found on the “Schedule of Enforcement” must submit a Lacey Act Plant and Plant Product Declaration Form (PPQ Form 505) upon importation into the United States.
 - Declarations are only required for Formal Customs Entries.

PHASE-IN SCHEDULE OF ENFORCEMENT OF THE DECLARATION REQUIREMENT FOR GOODS OF, OR CONTAINING, PLANTS OR PLANT PRODUCTS*

Phase II April 1, 2009	Phase III October 1, 2009	Phase IV April 1, 2010
HTS Chapters: Ch. 44 Headings (wood & articles of wood) <ul style="list-style-type: none"> 4401—(Fuel wood) 4403—(Wood in the rough) 4404—Hoopwood; poles, piles, stakes) 4406—Railway or tramway sleepers) 4407—(Wood sawn or chipped lengthwise) 4408—(Sheets for veneering) 4409—(Wood continuously shaped) 4417—(Tools, tool handles, broom handles) 4418—(Builders' joinery and carpentry of wood). 	HTS Chapters: Ch. 44 Headings (wood & articles of wood) <ul style="list-style-type: none"> 4402—Wood charcoal 4412—Plywood, veneered panels <ul style="list-style-type: none"> except 44129906 and 44129957 4414—Wooden frames 4419—Tableware & kitchenware of wood 4420—Wood marquetry, caskets, statuettes. 	HTS Chapters: Ch. 44 Headings (wood & articles of wood) <ul style="list-style-type: none"> 4421—Other articles of wood Ch. 66 Headings (umbrellas, walking sticks, riding crops) <ul style="list-style-type: none"> 6602—Walking sticks, whips, crops Ch. 82 Headings (tools, implements) <ul style="list-style-type: none"> 8201—Hand tools Ch. 92 Headings (musical instruments) <ul style="list-style-type: none"> 9201—Pianos 9202—Other stringed instruments Ch. 93 Headings (arms and ammunition) <ul style="list-style-type: none"> 9302—Revolvers and pistols 93051020—Parts and accessories for re-volvers and pistols Ch. 94 Headings (furniture, etc.) <ul style="list-style-type: none"> 940169—Seats with wood frames Ch. 95 Headings (toys, games, & sporting equipment) <ul style="list-style-type: none"> 950420—Articles and accessories for billiards Ch. 97 Headings (works of art) <ul style="list-style-type: none"> 9703—Sculptures

According to the Paperwork reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0579-0349. The time required to complete this information collection is estimated to average 0.5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

OMB APPROVED
0579-0349
Exp. Date:

SECTION 1 - Shipment Information

1. ESTIMATED DATE OF ARRIVAL: (MM/DD/YYYY) 03/03/2011	6. IMPORTER NAME: Importing Imports Inc.
2. ENTRY NUMBER: ENT-0000000-0	7. IMPORTER ADDRESS: 123 Importer St. Laurel, MD 20708
3. CONTAINER NUMBER: <input type="checkbox"/> See Attachment CONT0000000, CONT0000001	8. CONSIGNEE NAME: Consignee Co.
4. BILL OF LADING: BOL1234567890	9. CONSIGNEE ADDRESS: 1234 Consignee Rd. Riverdale, MD 20737
5. MID: MID123MID1234MID	10. DESCRIPTION OF MERCHANDISE: 200 Solid Wood Full-sized Chairs and 300 Solid Wood Children's chairs

Plant and Plant Product Declaration Form

Section 3: Lacey Act Amendment (16 U.S.C. 3372)

U.S. DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SECTION 2 - Compliance with Lacey Act Requirements (16 U.S.C. 3372(f))

For each article or component of an article, provide the following:							
11. HTSUS NUMBER: (no dashes/symbols)	12. ENTERED VALUE:	13. ARTICLE/ COMPONENT OF ARTICLE	14. PLANT SCIENTIFIC NAME: <u>Genus</u>	15. COUNTRY OF HARVEST:	16. QUANTITY OF PLANT MATERIAL:	17. UNIT:	18. PERCENT RECYCLED:
9 4 0 1 6 9 2 0 1 0	12,000	Bentwood Seats Made of Oak	Quercus	rubra	US	4.23 m^3	0
9 4 0 1 6 9 2 0 1 0	0	Bentwood Seats Made of Oak	Quercus	alba	CA	2.55 m^3	0
9 4 0 1 6 9 2 0 8 0	15,000	Children's Maple Seat 15" tall	Acer	saccharum	MX	34.6 kg	0
9 4 0 1 6 9 2 0 8 0	0	Children's Maple Seat 15" tall	Acer	saccharum	US	25.34 kg	0
9 4 0 1 6 9 2 0 8 0	0	Children's Maple Seat 15" tall	Acer	saccharum	CA	53.7 kg	0

I certify under penalty of perjury that, to the best of my knowledge and belief, the information furnished is true and correct:

(999) 999-9999	Signature Johnny Q. Importer	Date 03/01/2011
Preparer's Phone Number and Area Code	Type or Print Name	Date

knowingly making a false statement in this Declaration for importation may subject the declarant to criminal penalties in accordance with 16 U.S.C. 3373(d).

Version 08-15-2011-0856
PPQ FORM 505
AUGUST 2011

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Filing the Lacey Act Declaration

- Automated Broker Interface (ABI) Filing
- Lacey Act PPQ Form 505 Paper Filing
- Lacey Act Web Governance System (LAWGS) Filing

Filing the Lacey Act Declaration

- ABI Filing
 - Electronic Filing through U.S. Customs and Border Protection
 - Specific software communications parameters as per the CATAIR
 - Available since May 2009
 - Majority of Lacey Act Submissions

Filing the Lacey Act Declaration

- Paper Filing
 - Importer prints two copies of the PPQ Form 505.
 - One goes with the shipment documentation for the product
 - Original is mailed to APHIS

- LAWGS Filing
 - New Electronic System designed to reduce the amount of paper submissions
 - End-Point Analysis and review system for incoming Declarations.

LAWGS Features for Paper Filers

- Only for Submitting the Lacey Act Declaration
- Not Mandatory – ABI users to continue using ABI
- Secure Electronic Web Portal accessible anywhere
- Submit Lacey Act Declaration PPQ Form 505 Instantly
- Step-by-Step Guidance
- Dropdown fields to simplify the declaration process
- Templates



Species Information Page

Species and SUD Selected

List of Articles/Components of Articles						
Row #	Plant Scientific Name	Country of Harvest	Quantity of Plant Material	Unit	Percent Recycled	Delete Select All
1	Pinus radiata	<input type="text" value="Chile - CL"/>	<input type="text" value="1343"/>	<input type="text" value="m3"/>	<input type="text" value="0"/>	<input type="checkbox"/>
2	Pinus radiata	<input type="text" value="New Zealand - NZ"/>	<input type="text" value="234"/>	<input type="text" value="m3"/>	<input type="text" value="0"/>	<input type="checkbox"/>
3	Special Composite	<input type="text" value="United States - US"/>	<input type="text" value="321"/>	<input type="text" value="m3"/>	<input type="text" value="0"/>	<input type="checkbox"/>

Note: If no rows have been added and you click the 'Save' button, the Article/Component of Article will not be added to the form. If you are editing an existing Article/Component of Article and you delete all the rows, the Article/Component of Article will be removed from this form once you click the 'Save' button.

Cancel

Save

Lacey Act and ACE

- ABI - Preferred Submission System
- Ongoing APHIS-CBP collaboration
- Message set completed
- CATAIR guidance and samples completed
- LAWGS - APHIS portal for analysis and review

LAWGS Features for APHIS HQ

- Document Review and Compliance
- Communication with Filers
- Analysis and Reporting



APHIS HQ LAWGS Interface

Welcome Gary Lougee of Lacey Headquarters (Org ID 1).

[Manage Account](#) | [Sign Out](#)



United States Department of Agriculture
Animal and Plant Health Inspection Service

Lacey Act Web Governance
System (LAWGS)

Welcome

Need Help ?

[LAWGS Home](#)

[View Forms](#)

[View Reports](#)

[LAWGS Administration](#)

Welcome to the LAWGS System (LAWGS). LAWGS allows you to quickly create and submit Plant and Plant Product Declaration Forms for the purpose of importing commodities.

New to LAWGS? Online help is always a click away - just click [Need Help?](#) located toward the top right corner of any page.

[Refresh Messages](#)

Messages

4 declaration forms in Submitted status have been submitted year to date.
1 declaration form has been reviewed year to date.

What's New

Application Use Information

The LAWGS application requires that popups be enabled.

- For Firefox, add the following popup exception: pcit.aphis.usda.gov
- For Google Chrome, add the following popup exception: [*.]aphis.usda.gov
- For Internet Explorer 8 and higher, add the following popup exception: *.aphis.usda.gov
- For Safari, add the following popup exception: pcit.aphis.usda.gov

If you need help configuring your pop-up blocker settings, please contact your local IT (Information Technology) department or reference your browser help.

Display of the Application Use Section can be disabled on the Manage Your Profile page, accessed by selecting My Own Profile Information under Manage Account.

Please refer Lacey Act inquiries to:



lacey.act.declaration@aphis.usda.gov